



**HIGH COURT OF JUDICATURE AT ALLAHABAD
LUCKNOW**

PUBLIC INTEREST LITIGATION (PIL) No. - 1295 of 2025

Vijay Kumar Pandey

.....Petitioner(s)

Versus

State Of U.P. Thru. The Chief Secy. Lko. And 13
Others

.....Respondent(s)

Counsel for Petitioner(s)	: Girish Tiwari, Veer Raghav Chaubey
Counsel for Respondent(s)	: C.S.C., D.K. Singh Chauhan, Indra Pratap Singh, Krishna Kumar Pandey, Mahendra Bahadur Singh, Shailendra Singh Chauhan, Vikas Singh

Court No. - 5

HON'BLE ALOK MATHUR, J.

HON'BLE BRIJ RAJ SINGH, J.

1. Heard Sri Veer Raghav Chaubey, learned counsel for the petitioner as well as learned Standing Counsel for respondent nos. 1 to 9 and 11 and Sri Mahendra Bahadur Singh, learned counsel for respondent no. 13, Sri Indra Pratap Singh, learned counsel for respondent no. 14 and Sri Krishna Kumar Pandey, learned counsel for respondent nos. 10 and 12.

2. In pursuance to previous order of this Court Sri Rakesh Kumar, District Inspector of Schools, Lucknow and Sri Satyendra Nath, Executive Engineer, PWD, Lucknow are present before the Court.

3. By means of present public interest litigation it was stated that Chutki Bhandar Girls Intermediate College, Husainganj, Lucknow which is more than 100 years old and the building is in dilapidated condition and there are chances of eminent collapse of the said building.

4. Considering the dilapidated condition of the building in which the said school is functioning, a prayer was made to cease all academic work and re-locate all the students to near by schools.

5. It is in this regard that this Court proceeded to direct inspection of the school building by the District Inspector of Schools as well as by the Engineers of the Public Works Department. The said report has been

submitted by means of supplementary affidavit filed on 28.04.2026.

6. According to the aforesaid supplementary affidavit there were clear indications of "Shear Failure Crack" and "Structural Failure" on most of the walls of the schools building. The roof which is made of re-enforced brick and there is no possibility of repair in the said structure.

7. It is in the aforesaid circumstances that entire building has been declared to be unsafe. We have found that Class Room nos. 11, 13, 17 and 18 have already been closed by the Institution themselves. Accordingly, We find that even other class rooms should not be allowed to function in such unsafe structure.

8. Accordingly, the District Inspector of Schools shall ensure that no academic exercise is carried out within the said school premises within one week from today. The District Inspector of Schools shall also ensure that existing school children are transferred and re-located to any other suitable school. The students and their parents shall at first by themselves try to seek admission in any alternate educational institution, failing which, they will be at liberty to inform the District Inspector of Schools about the same, who on receipt of any such application(s) shall ensure that the student(s) is/are given admission in any other suitable Educational Institution, preference shall be given to the Institutions which is/are preferred by the parents of the student(s), failing which they may be given admission in any other institution.

9. We have been informed that the said institution is an aided institution and runs with the financial assistance given by the State Government and salary of the teachers are given by the State Government. Even the teaching and other non-teaching staff of the said institution shall be re-located as per policy and guidelines of the State Government, in accordance with law.

10. After expiry of seven days from today, continuity in service and other service benefits to which the teaching/non teaching staff of the said institution are entitled, shall be ensured by the District Inspector of Schools or the competent authority in this regard.

11. The Committee of Management of the said institution on its part shall made all endeavor to seek funds to re-construct the school building and in this regard it shall be open for them to make suitable application to the State Government for being granted benefit under the "Alankar" Scheme, for which purpose they ought to submit detailed building plan and estimated cost of such constructions. In case any such application is given by the Committee of Management of the Institution to the authority concerned through the District Inspector of Schools, same shall be considered in accordance with law by the competent authority.

12. List this case on 16.07.2026 and a compliance report be submitted to this Court on the next date of listing.

13. Personal appearance of the officers present in the Court today is exempted until further orders.

(Brij Raj Singh,J.) (Alok Mathur,J.)

May 15, 2026
A. Verma